



United States District Court
SOUTHERN DISTRICT OF CALIFORNIA

John Ivan Kocak

Civil Action No. 15cv2815-JAH-JLB

Plaintiff,

V.

M.E. Spearman

JUDGMENT IN A CIVIL CASE

Defendant.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS HEREBY ORDERED AND ADJUDGED:

1. Petitioner's objections [Doc. No. 33] to the magistrate judge's report and recommendation are **OVERRULED**; 2. The findings and conclusions of the magistrate judge presented in the report and recommendation are [Doc. No. 30] **ADOPTED** in their entirety; 3. Respondent's Motion to Dismiss [Doc. No. 11] is **GRANTED**; 4. Petitioner's certificate of appealability is **DENIED**.

Date: 3/30/17

CLERK OF COURT

JOHN MORRILL, Clerk of Court

By: s/ A. Finnell-Yepez

A. Finnell-Yepez, Deputy